

PUBLIC SAFETY COMMITTEE and INFRASTRUCTURE & DEVELOPMENT COMMITTEE

1/24/2011

304 E. Grand River Avenue, Howell, MI

7:30 PM

AGENDA

- 1. CALL MEETING TO ORDER**
- 2. APPROVAL OF MINUTES**
Public Safety Meeting minutes dated: November 8, 2010
Infrastructure & Development Meeting minutes dated: November 22, 2010
- 3. APPROVAL OF AGENDA**
- 4. REPORTS**
Planning - Energy Efficiency & Conservation Block Grant - Update on progress and bidding process
- 5. CALL TO THE PUBLIC**
- 6. RESOLUTIONS FOR CONSIDERATION:**

07 Central Dispatch
RESOLUTION AUTHORIZING THE COUNTY EMERGENCY MANAGEMENT COORDINATOR TO SUBMIT NAMES FOR APPOINTMENT TO THE LIVINGSTON COUNTY LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) – 9-1-1 CENTRAL DISPATCH / EMERGENCY MANAGEMENT DEPARTMENT / PUBLIC SAFETY COMMITTEE / FINANCE COMMITTEE / BOARD OF COMMISSIONERS

08 Central Dispatch
RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL AND TRAINING FOR A SUPERVISOR TO ATTEND COMPUTER AIDED DISPATCH SYSTEM ADMINISTRATOR TRAINING – 9-1-1 CENTRAL DISPATCH/EMERGENCY MANAGEMENT DEPARTMENT / PUBLIC SAFETY COMMITTEE, FINANCE COMMITTEE, BOARD OF COMMISSIONERS

09 Central Dispatch
RESOLUTION AUTHORIZING PURCHASE OF REPLACEMENT 800 MHZ PUBLIC SAFETY RADIOS – 9-1-1 CENTRAL DISPATCH/EMERGENCY MANAGEMENT / PUBLIC SAFETY COMMITTEE / FINANCE COMMITTEE / BOARD OF COMMISSIONERS

10 Drain Commissioner
RESOLUTION TO AUTHORIZE THE ADVANCE OF CAPITAL REPLACEMENT FUND 403 MONIES TO THE HANDY TOWNSHIP

SANITARY SEWER FUND 851 AS AN ADVANCE TO COVER ONGOING
LITIGATION COSTS RESULTING FROM THE TERMINATION OF
CONTRACTOR CONTRACT AND SURETY NON PERFORMANCE

11. ADJOURNMENT

MEETING MINUTES

LIVINGSTON COUNTY

NOVEMBER 8, 2010 – 7:30 P.M.

ADMINISTRATION BUILDING – BOARD CHAMBERS
304 E. Grand River Avenue, Howell, MI 48843

PUBLIC SAFETY

DAVID DOMAS JACK LA BELLE JIM MANTEY RON VAN HOUTEN

OTHERS:

<u>MARY ELLEN NYGREN</u>	<u>LT. JAKRZEWSKI</u>	_____
<u>DAVID MORSE</u>	<u>JAMES DUQUET</u>	_____
<u>JUDGE GARAGIOLA</u>	<u>CURT GRIFFIN</u>	_____
<u>JUDGE CAROL SUE READER</u>	_____	_____

1. **CALL TO ORDER:** Meeting called to order by: **COMM. DAVE DOMAS** at 8:04 p.m.
2. **APPROVAL OF MINUTES:** **MINUTES OF MEETING DATED OCTOBER 12, 2010:**

MOTION TO APPROVE THE MINUTES, AS PRESENTED.
MOVED BY: VAN HOUTEN / SECONDED BY: LA BELLE
ALL IN FAVOR - MOTION PASSED

3. **APPROVAL OF AGENDA:**

MOTION TO APPROVE THE AGENDA, AS PRESENTED.
MOVED BY: VAN HOUTEN / SECONDED BY: MANTEY
ALL IN FAVOR - MOTION PASSED

4. **REPORTS:** **None.**
5. **CALL TO THE PUBLIC:** **None.**

6. RESOLUTIONS FOR CONSIDERATION:

- 7. PROSECUTOR: RESOLUTION REQUESTING TO FILL VACANT ADMINISTRATIVE AIDE POSITION WITHIN THE PROSECUTOR'S OFFICE**

RECOMMEND MOTION TO THE: FINANCE
Moved BY: LA BELLE / SECONDED BY: VAN HOUTEN
ALL IN FAVOR - MOTION PASSED

- 8. PROBATE COURT: RESOLUTION TO FILL VACANT PROBATE COURT RESEARCH ATTORNEY POSITION**

RECOMMEND MOTION TO THE: FINANCE
Moved BY: VAN HOUTEN / SECONDED BY: MANTEY
ALL IN FAVOR - MOTION PASSED

- 9. DISTRICT COURT: RESOLUTION TO AUTHORIZE THE ACCEPTANCE OF FY 2011 MICHIGAN MENTAL HEALTH COURT GRANT PROGRAM FUNDS (MMHCGP) FOR THE OPERATION OF THE LIVINGSTON COUNTY INTENSIVE TREATMENT COURT PROGRAM**

RECOMMEND MOTION TO THE: FINANCE
Moved BY: MANTEY / SECONDED BY: LA BELLE
ALL IN FAVOR - MOTION PASSED

- 10. SHERIFF: RESOLUTION AUTHORIZING AN ANNUAL BLANKET APPROVAL OF OUT OF STATE TRAVEL TO OHIO FOR DIVE TEAM TRAINING**

RECOMMEND MOTION TO THE: FINANCE
Moved BY: LA BELLE / SECONDED BY: MANTEY
ALL IN FAVOR - MOTION PASSED

11. ADJOURNMENT:

MOTION TO ADJOURN AT 8:30 P.M.
Moved BY: LA BELLE / SECONDED BY: VAN HOUTEN
ALL IN FAVOR - MOTION PASSED

Respectfully Submitted

CINDY MENDOZA
RECORDING SECRETARY

MEETING MINUTES

LIVINGSTON COUNTY

NOVEMBER 22, 2010

ADMINISTRATION BUILDING – CONFERENCE ROOM 4
304 E. Grand River Avenue, Howell, MI 48843

INFRASTRUCTURE & DEVELOPMENT COMMITTEE

COMM. DOLAN COMM. LA BELLE COMM. PARKER COMM. VAN HOUTEN

OTHERS: KATHLEEN KLINE-HUDSON

1. **CALL TO ORDER:** Meeting called to order by: **Comm. Dennis Dolan** at **7:37 PM**
2. **APPROVAL OF MINUTES: MINUTES OF MEETING DATED OCTOBER 25, 2010:**

MOTION TO APPROVE THE MINUTES, AS PRESENTED.
 MOTION TO APPROVE THE MINUTES, AS MODIFIED:
MOVED BY: DOLAN LABELLE PARKER VAN HOUTEN JONES
SECONDED BY: DOLAN LABELLE PARKER VAN HOUTEN JONES
 ALL IN FAVOR - MOTION PASSED
 YEAS: DOLAN LABELLE PARKER VAN HOUTEN JONES
 NAYS: DOLAN LABELLE PARKER VAN HOUTEN JONES
MOTION: PASSED FAILED

3. **APPROVAL OF AGENDA:**

MOTION TO APPROVE THE AGENDA, AS PRESENTED.
 MOTION TO APPROVE THE AGENDA, AS MODIFIED:
MOVED BY: DOLAN LABELLE PARKER VAN HOUTEN JONES
SECONDED BY: DOLAN LABELLE PARKER VAN HOUTEN JONES
 ALL IN FAVOR - MOTION PASSED
 YEAS: DOLAN LABELLE PARKER VAN HOUTEN JONES
 NAYS: DOLAN LABELLE PARKER VAN HOUTEN JONES
MOTION: PASSED FAILED

4. **REPORTS:** **None.** Kline-Hudson distributed and explained the 2011 Livingston County Planning Work Program. Commissioners and staff discussed a wide variety of planning issues including: the Latson Road interchange, sewer assessment districts, economic development efforts throughout the county, mixed use development areas, and communication with the local units of government.

5. CALL TO THE PUBLIC: None.

6. RESOLUTIONS FOR CONSIDERATION – None.

7. ADJOURNMENT

MOTION TO ADJOURN AT 8:22 PM					
MOVED BY:	<input type="checkbox"/> DOLAN	<input type="checkbox"/> LABELLE	<input type="checkbox"/> PARKER	<input checked="" type="checkbox"/> VAN HOUTEN	<input type="checkbox"/> JONES
SECONDED BY:	<input type="checkbox"/> DOLAN	<input checked="" type="checkbox"/> LABELLE	<input type="checkbox"/> PARKER	<input type="checkbox"/> VAN HOUTEN	<input type="checkbox"/> JONES
<input checked="" type="checkbox"/> ALL IN FAVOR - MOTION PASSED					

Respectfully Submitted,

KATHLEEN KLINE-HUDSON
RECORDING SECRETARY

RESOLUTION

NO:

LIVINGSTON COUNTY

DATE:

RESOLUTION AUTHORIZING THE COUNTY EMERGENCY MANAGEMENT COORDINATOR TO SUBMIT NAMES FOR APPOINTMENT TO THE LIVINGSTON COUNTY LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) – 9-1-1 CENTRAL DISPATCH / EMERGENCY MANAGEMENT DEPARTMENT / PUBLIC SAFETY COMMITTEE / FINANCE COMMITTEE / BOARD OF COMMISSIONERS

WHEREAS, the LEPC commenced work under SARA Title III Emergency Planning effective August 3, 1987, per Livingston County Resolution 887-192; and

WHEREAS, the terms of the current appointments expired November 31, 2010, and the County Emergency Management Coordinator submits names to be appointed and re-appointed (* denotes re-appointments) for new two-year terms as follows:

David Domas	County Commissioner
Michael Kinaschuk	Emergency Program Manager, LEPC Chair
Rob Stanford	Planning Department, LEPC Vice Chair
Michael Craine*	County Road Commission, Managing Director
Jeff Boyd*	County EMS Department, Director
Michael Murphy*	County Sheriff Department, Undersheriff
Andy Pless*	Howell Area Fire Department, Chief
Randolf Murdock*	CSX Transportation, Inc., Safety Specialist
Donald Hayduk*	County Health Department, Environmental Health Specialist
Adam Carroll*	Hartland Deerfield Area Fire Department, Chief
Henry Kumon*	American Red Cross, Communications Specialist
Robert Brookins*	Green Oak Township Police Department, Chief
Mark Jones*	Howell Area Fire Department, Haz-mat Specialist
Ted Westmeier*	County Health Department, Director
Michael Markel*	St. Joseph Mercy Livingston Hospital, Nursing Director
John King*	WHMI Radio, Media Specialist
Gary Brannock*	Young’s Environmental Clean-up, Inc., Haz-mat Specialist
William Steele*	Green Oak Township Fire Department, Chief
Doug Britz*	Livingston Essential Transportation Service, Director
F/Lt. Joel Allen	Michigan State Police, Brighton Post Commander
Brian Jonckheere*	Livingston County Drain Commissioner
Gary Novak*	TRW Automotive, EHS Specialist
Mark Tomasik*	March Coatings, Inc., EHS Specialist
Greg Amburgey	Putnam Township Fire Department, Chief
Dean Ross	MSU Extension Service

THEREFORE, BE IT RESOLVED the Livingston County Board of Commissioners hereby approves the submission of the individuals named above to the Michigan Emergency Response and Community Right-To-Know Commission for appointments to the Livingston County Local Emergency Planning Committee for a two-year term expiring November 31, 2012, without compensation.

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MOVED:
SECONDED:
CARRIED:



LIVINGSTON COUNTY, MICHIGAN
**911 CENTRAL DISPATCH/
EMERGENCY MANAGEMENT DEPARTMENT**

300 S. Highlander Way, Howell, Michigan 48843
Phone 517-546-4620 Fax 517-546-5008
Web Site: co.livingston.mi.us

Memorandum

To: Public Safety Committee
Finance Committee
Board of Commissioners

From: Donald T. Arbic, Director

Date: November 27, 2010

Re: Re-appointments to the Livingston County Local Emergency Planning Committee

The *Emergency Planning and Community Right-To-Know Act*, also known as *SARA Title III of 1986*, establishes requirements for federal, state and local governments, as well as industries, regarding emergency planning and a community's right-to-know about hazardous and toxic chemicals within that community.

The aforementioned act requires the governor of each state to designate a State Emergency Response Commission (SERC). The SERC is then responsible for designating local emergency planning districts and appointing local emergency planning committees (LEPC) within each district. Livingston County is a planning district with a serving LEPC.

The current terms of all Livingston County LEPC members expired November 31, 2010. The Livingston County 9-1-1 Central Dispatch/Emergency Management Department requests the Board of Commissioners pass the attached resolution re-appointing many current members, appointing three new members for uncompensated two-year terms expiring November 31, 2012, appointing Michael Kinaschuk, the Livingston County Emergency Program Manager the LEPC Chair during his forthcoming term and re-assigning this writer to the vacant emergency communications seat.

RESOLUTION

NO:

LIVINGSTON COUNTY

DATE:

RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL AND TRAINING FOR A SUPERVISOR TO ATTEND COMPUTER AIDED DISPATCH SYSTEM ADMINISTRATOR TRAINING – 9-1-1 CENTRAL DISPATCH/EMERGENCY MANAGEMENT DEPARTMENT / PUBLIC SAFETY COMMITTEE, FINANCE COMMITTEE, BOARD OF COMMISSIONERS

WHEREAS, 9-1-1 Central Dispatch/Emergency Management Department has maintained a full-time employee as a technician or system administrator since converting from punch card to a computer aided dispatch; and,

WHEREAS, the department’s current system administrator and representative on the system administration team, Ms. Tammy Grange, intends to retire during 2011; and,

WHEREAS, Ms. Lisa Harvey will be promoted to supervisor on January 23, 2011, to take over system administrator duties from Ms. Grange; and,

WHEREAS, it is necessary for Ms. Harvey to complete the vendor’s system administrator training; and,

WHEREAS, the closest and most timely offering of this training is at SUNGARD Public Sector’s headquarters in High Point, North Carolina March 14 thru March 17, 2011; and:

WHEREAS, the travel and training costs for Ms. Harvey’s attendance is estimated at \$2,000, for which the department has sufficient funds within its training budget to cover expenses.

THEREFORE, BE IT RESOLVED the Livingston County Board of Commissioners hereby authorizes the out-of-state travel for Ms. Lisa Harvey to attend SUNGARD’s system administrator training in High Point, North Carolina March 14–17, 2011.

#

MOVED:
SECONDED:
CARRIED:



LIVINGSTON COUNTY, MICHIGAN
**911 CENTRAL DISPATCH/
EMERGENCY MANAGEMENT DEPARTMENT**

300 S. Highlander Way, Howell, MI 48843
Phone 517.546.4620 Fax 517.546.5008
Web Site: co.livingston.mi.us

Memorandum

To: Public Safety Committee
Finance Committee
Board of Commissioners

From: Donald T. Arbic, Director

Date: January 10, 2011

Re: Out-of-state Travel/Training

The 9-1-1 Central Dispatch/Emergency Management Department has had a full-time employee in the role of computer aided dispatch (CAD) technician or system administrator since the department joined CLEMIS and converted from punch card dispatch records. The department's current CAD system administrator and representative on the system administration team is Supervisor Tammy Grange. Ms. Grange intends to retire from the department later this year. Ms. Grange's position as CAD system administrator will be filled by Ms. Lisa Harvey. Ms. Harvey's promotion will be effective January 23, 2011, and thereafter CAD system administrator duties will be transitioned from Ms. Grange to Ms. Harvey.

Ms. Harvey has not yet attended a session of CAD system administrator training presented at various times and locations by the CAD system's vendor, SUNGARD Public Sector. The closest, most timely forthcoming training session will be conducted at SUNGARD headquarters in High Point, North Carolina March 14th thru 17th, 2011. The costs for travel, tuition, lodging, etc., for Ms. Harvey to enroll in and complete the training are approximately \$2,000. The department has sufficient funds within its training budget to cover these travel and training costs.

RESOLUTION

NO:

LIVINGSTON COUNTY

DATE:

RESOLUTION AUTHORIZING PURCHASE OF REPLACEMENT 800 MHZ PUBLIC SAFETY RADIOS – 9-1-1 CENTRAL DISPATCH/EMERGENCY MANAGEMENT / PUBLIC SAFETY COMMITTEE / FINANCE COMMITTEE / BOARD OF COMMISSIONERS

WHEREAS, the department was notified by a Motorola representative on September 27, 2010, specific models of portable, mobile and desktop 800 MHz radios will reach end-of-support in the next two years; and,

WHEREAS, there is no guarantee of spare part availability or repair of radio models having eclipsed end-of-support; and,

WHEREAS, 283 radios deployed to Livingston County public safety agencies will reach end-of-support in the forthcoming 24-months; and,

WHEREAS, replacing all radio models en masse as end-of-support is reached is cost prohibitive, while a phased annual replacement plan is logistically desirable; and,

WHEREAS, replacement Motorola radios can be purchased at a discount price via the state of Michigan contract; and,

WHEREAS, funds for this purchase were set aside and available in the department’s 2011 budget.

THEREFORE, BE IT RESOLVED the Livingston County Board of Commissioners hereby authorizes the department to purchase replacement Motorola 800 MHz radios via the state of Michigan contract, # 071B9200262, for a sum not to exceed \$250,000.00.

#

MOVED:
SECONDED:
CARRIED:



MOTOROLA

Quote Number: QU0000132788

Effective: 10 JAN 2011

Effective To: 11 MAR 2011

Bill-To:

LIVINGSTON COUNTY 911 CENTRAL
DISPATCH
300 S HIGHLANDER WAY
HOWELL, MI 48843
United States

Ship-To:

LIVINGSTON COUNTY 911 CENTRAL
DISPATCH
300 S HIGHLANDER WAY
HOWELL, MI 48843
United States

Ultimate Destination:

LIVINGSTON COUNTY 911 CENTRAL
DISPATCH
300 S HIGHLANDER WAY
HOWELL, MI 48843
United States

Attention:

Name: Mr. Don Arbic
Email: darbic@co.livingston.mi.us
Phone: 517-540-7682

Sales Contact:

Name: Jessica Spindler
Email: jessica@stateelec.com
Phone: 9893669262

Freight terms: FOB Destination

Payment terms: Net 30 Due

Item	Quantity	Nomenclature	Description	List price	Your price	% Discount	Price	Extended Price
1	56	H18UCF9PW6AN	PORTABLE XTS5000 MODEL II 3X2 KEYPAD DISPLAY 1000 CHANNELS 764-870MHZ	\$2,158.00	\$1,726.40	20.00		\$96,678.40
1a	56	QA00212AA	ALT: BATTERY LITHIUM IMPRES HIGH CAPACITY 4150MAH (NNTN6034)	\$93.00	\$74.40	20.00		\$4,166.40
1b	56	H886AQ	ENH: 3 YEAR REPAIR SERVICE ADVANTAGE	\$125.00	\$106.25	15.00		\$5,950.00
1c	56	Q806BA	ADD: SOFTWARE ASTRO DIGITAL CAI OPERATION	\$515.00	\$412.00	20.00		\$23,072.00
1d	56	H38BR	ADD: SMARTZONE SYSTEM SOFTWARE	\$1,500.00	\$1,200.00	20.00		\$67,200.00
1e	56	Q361AK	ENH: PROJECT 25 9600 BAUD TRUNKING SOFTWARE	\$300.00	\$240.00	20.00		\$13,440.00
1f	56	H14AL	ENH: ENHANCED PTT ID DISPLAY	\$75.00	\$60.00	20.00		\$3,360.00
2	2	L20URS9PW1AN	10-35W 762-870MHZ XTL 5000 CONSOLETTTE	\$3,180.00	\$2,544.00	20.00		\$5,088.00
2a	2	G799AB	ADD: PRINTED TEST RESULTS	-	-			-
2b	2	G398AL	3 YR REPAIR SERVICE ADVANTAGE	\$182.00	\$154.70	15.00		\$309.40
2c	2	G806AT	ENH: SOFTWARE ASTRO DIGITAL CAI OPERATION	\$515.00	\$412.00	20.00		\$824.00
2d	2	G80AB	ADD: W7 HW SETUP CONSOLETTTE	\$589.00	\$471.20	20.00		\$942.40
2e	2	L146AS	ADD: TONE REMOTE CONTROL XTL5000	\$475.00	\$380.00	20.00		\$760.00
2f	2	G51AM	ENH: 3600 SMARTZONE OPERATION	\$1,500.00	\$1,200.00	20.00		\$2,400.00
2g	2	G361AE	ENH: ASTRO PROJECT 25 TRUNKING SOFTWARE	\$300.00	\$240.00	20.00		\$480.00
2h	2	G114AE	ENH: ENHANCED DIGITAL ID DISPLAY	\$75.00	\$60.00	20.00		\$120.00
3	1	M20URS9PW1AN	XTL 5000 MOBILE 10-35 WATT, 764-870MHZ	\$1,497.00	\$1,197.60	20.00		\$1,197.60
3a	1	W22AS	ADD: PALM MICROPHONE	\$72.00	\$57.60	20.00		\$57.60
3b	1	G67AA	ADD: REMOTE MOUNT	\$297.00	\$237.60	20.00		\$237.60
3c	1	G398AU	ENH: 3 YEAR REPAIR SERVICE ADVANTAGE	\$182.00	\$154.70	15.00		\$154.70
3d	1	G806AT	ENH: SOFTWARE ASTRO DIGITAL CAI OPERATION	\$515.00	\$412.00	20.00		\$412.00
3e	1	G442AB	ADD: XTL5000 CONTROL HEAD	\$432.00	\$345.60	20.00		\$345.60
3f	1	G444AA	ADD: CONTROL HEAD SOFTWARE	-	-			-
3g	1	G51AM	ENH: 3600 SMARTZONE OPERATION	\$1,500.00	\$1,200.00	20.00		\$1,200.00
3h	1	G361AE	ENH: ASTRO PROJECT 25 TRUNKING SOFTWARE	\$300.00	\$240.00	20.00		\$240.00
3i	1	W484AD	ALT: ANTENNA 3DB GAIN 764-870MMZ	\$38.00	\$30.40	20.00		\$30.40

Item	Quantity	Nomenclature	Description	List price	Your price	% Discount	Price	Extended Price
3j	1	W432AE	ADD: INCREASED AUDIO POWER 13W	\$71.50	\$57.20	20.00		\$57.20
3k	1	G114AE	ENH: ENHANCED DIGITAL ID DISPLAY	\$75.00	\$60.00	20.00		\$60.00
4	1	M20URS9PW1AN	XTL 5000 MOBILE 10-35 WATT, 764-870MHZ	\$1,497.00	\$1,197.60	20.00		\$1,197.60
4a	2	W22AS	ADD: PALM MICROPHONE	\$72.00	\$57.60	20.00		\$115.20
4b	1	G67AA	ADD: REMOTE MOUNT	\$297.00	\$237.60	20.00		\$237.60
4c	1	G398AU	ENH: 3 YEAR REPAIR SERVICE ADVANTAGE	\$182.00	\$154.70	15.00		\$154.70
4d	1	G51AM	ENH: 3600 SMARTZONE OPERATION	\$1,500.00	\$1,200.00	20.00		\$1,200.00
4e	1	G361AE	ENH: ASTRO PROJECT 25 TRUNKING SOFTWARE	\$300.00	\$240.00	20.00		\$240.00
4f	1	G806AT	ENH: SOFTWARE ASTRO DIGITAL CAI OPERATION	\$515.00	\$412.00	20.00		\$412.00
4g	1	G442AB	ADD: XTL5000 CONTROL HEAD	\$432.00	\$345.60	20.00		\$345.60
4h	1	G444AA	ADD: CONTROL HEAD SOFTWARE	-	-			-
4i	1	G175AA	ADD: ANTENNA 3DB ELEVATED FEED 764-870MHZ	\$75.00	\$60.00	20.00		\$60.00
4j	2	W432AE	ADD: INCREASED AUDIO POWER 13W	\$71.50	\$57.20	20.00		\$114.40
4k	1	G114AE	ENH: ENHANCED DIGITAL ID DISPLAY	\$75.00	\$60.00	20.00		\$60.00
4l	1	G609AA	ADD: REMOTE MOUNT CABLE 15 METERS (50 FT)	\$35.00	\$28.00	20.00		\$28.00
4m	1	G618AA	ADD: REMOTE MOUNT CABLE 3 METERS (10 FT)	\$10.00	\$8.00	20.00		\$8.00
4n	1	GA00092AA	ADD: DUAL-CONTROL HARDWARE	\$570.00	\$456.00	20.00		\$456.00
5	8	NTN1873A	CHARGER, IMPRES RAPID RATE, 110V US PLUG	\$165.00	\$132.00	20.00		\$1,056.00
6	1	M20URS9PW1AN	XTL 5000 MOBILE 10-35 WATT, 764-870MHZ	\$1,497.00	\$1,197.60	20.00		\$1,197.60
6a	1	W22AS	ADD: PALM MICROPHONE	\$72.00	\$57.60	20.00		\$57.60
6b	1	G66AA	ADD: DASH MOUNT	\$125.00	\$100.00	20.00		\$100.00
6c	1	G799AB	ADD: PRINTED TEST RESULTS	-	-			-
6d	1	G398AU	ENH: 3 YEAR REPAIR SERVICE ADVANTAGE	\$182.00	\$154.70	15.00		\$154.70
6e	1	G51AM	ENH: 3600 SMARTZONE OPERATION	\$1,500.00	\$1,200.00	20.00		\$1,200.00
6f	1	G361AE	ENH: ASTRO PROJECT 25 TRUNKING SOFTWARE	\$300.00	\$240.00	20.00		\$240.00
6g	1	G806AT	ENH: SOFTWARE ASTRO DIGITAL CAI OPERATION	\$515.00	\$412.00	20.00		\$412.00
6h	1	G442AB	ADD: XTL5000 CONTROL HEAD	\$432.00	\$345.60	20.00		\$345.60
6i	1	G444AA	ADD: CONTROL HEAD SOFTWARE	-	-			-
6j	1	W484AD	ALT: ANTENNA 3DB GAIN 764-870MMZ	\$38.00	\$30.40	20.00		\$30.40
6k	1	W432AE	ADD: INCREASED AUDIO POWER 13W	\$71.50	\$57.20	20.00		\$57.20
6l	1	G114AE	ENH: ENHANCED DIGITAL ID DISPLAY	\$75.00	\$60.00	20.00		\$60.00
7	2	H18UCF9PW6AN	PORTABLE XTS5000 MODEL II 3X2 KEYPAD DISPLAY 1000 CHANNELS 764-870MHZ	\$2,158.00	\$1,726.40	20.00		\$3,452.80
7a	2	H799AP	ADD: TEST RESULT PRINT OUT	-	-			-
7b	2	Q393AQ	ALT: BATTERY IMPRES NIMH FM RUGGED 1700MAH (NNTN4437)	\$47.00	\$35.61	24.23		\$71.22
7c	2	H886AQ	ENH: 3 YEAR REPAIR SERVICE ADVANTAGE	\$125.00	\$106.25	15.00		\$212.50
7d	2	H38BR	ADD: SMARTZONE SYSTEM SOFTWARE	\$1,500.00	\$1,200.00	20.00		\$2,400.00
7e	2	Q806BA	ADD: SOFTWARE ASTRO DIGITAL CAI OPERATION	\$515.00	\$412.00	20.00		\$824.00
7f	2	H499JK	ALT: SUBMERSIBLE - 6 FT. 2 HOURS (RUGGED)	\$250.00	\$200.00	20.00		\$400.00
7g	2	H64AS	ALT: HOUSING YELLOW	\$25.00	\$20.00	20.00		\$40.00

Total Quote in USD

\$245,724.02



LIVINGSTON COUNTY, MICHIGAN
**911 CENTRAL DISPATCH/
EMERGENCY MANAGEMENT DEPARTMENT**

300 S. Highlander Way, Howell, MI 48843
Phone 517.546.4620 Fax 517.546.5008
Web Site: co.livingston.mi.us

Memorandum

To: Public Safety Committee
Finance Committee
Board of Commissioners

From: Donald T. Arbic, Director

Date: January 10, 2011

Re: Purchase of Replacement 800 MHz Radios

On September 27, 2010, this writer was informed by a Motorola representative various models of 800 MHz portable, mobile and desktop radios deployed to Livingston County's public safety agencies would reach end-of-support. In Motorola's parlance, end-of-support means the corporation will no longer guarantee availability of replacement parts and service to repair a failed radio. Writer's subsequent research determined 283 units, approximately one-third of the public safety deployed radios, will reach end-of-support in the forthcoming 24-months.

Replacing so many radios in a single purchase is both cost prohibitive and sets the department up for yet another similar large purchase as subsequent generations of radios reach end-of-support. Therefore, writer plans a replacement scheme in which approximately 20 percent of the aging radios are replaced annually. The 2011 purchase will include at least 58 portable, two desktop and three mobile radios. These radios will be deployed logically to protect and preserve public safety communications until future purchases can ultimately replace all obsolete 800 MHz radios.

RESOLUTION

NO:

LIVINGSTON COUNTY

DATE:

RESOLUTION TO AUTHORIZE THE ADVANCE OF CAPITAL REPLACEMENT FUND 403 MONIES TO THE HANDY TOWNSHIP SANITARY SEWER FUND 851 AS AN ADVANCE TO COVER ONGOING LITIGATION COSTS RESULTING FROM THE TERMINATION OF CONTRACTOR CONTRACT AND SURETY NON PERFORMANCE

WHEREAS, the County of Livingston (the "County"), by resolution of its Board of Commissioners, has established a Department of Public Works (DPW) for the administration of the powers conferred upon the County by Act 185 of the Michigan Public Acts of 1957, as amended ("Act 185"), which Department is administered by the Board of Public Works (BPW), under the general control of the Board of Commissioners; and

WHEREAS, the County of Livingston, pursuant to Board Resolution 1202-484, by and through its BPW, entered into a contract (the "Contract") with the Township of Handy (the "Township") for the construction, financing, and operation of certain sanitary sewer system improvements described as the Handy Township West Grand River Sanitary Sewer Extension; and

WHEREAS, the BPW awarded Northline Excavating, Inc., the Contract for the West Grand River Sewer Extension portion of the Project on September 6, 2007; and

WHEREAS, the BPW terminated the Contract on November 29, 2007, after Contractor failed to perform and breached its contract while leaving the worksite in a condition that endangered the public; and

WHEREAS, the BPW requested the Surety to fulfill its obligations under the performance bond for the West Grand River Sewer Extension due to the Contractor's default; and

WHEREAS, Northline Excavating filed suit against the BPW, its engineering firm and the firm's two engineers on January 31, 2008; and

WHEREAS, the BPW filed suit against Hanover Insurance Company on August 13, 2008, for failing to perform its obligations under the Performance Bond; and

WHEREAS, Hanover Insurance Company filed a Counter/Cross suit against Northline, the BPW, and its engineering firm and engineers on October 21, 2008; and

WHEREAS, all parties have subsequently participated in two facilitations and two settlement hearings with no resolution reached, which leaves a Circuit Court trial as the last resort; and

WHEREAS, the BPW has incurred significant expenses, including the securing of the construction site for public safety purposes and the retaining of legal and engineering counsel in the resolution of this matter which exceed the available funds for the project; and

WHEREAS, Handy Township has been reimbursing Fund 851 for ongoing litigation costs to date; however, as this case is destined to go to trial, it is unable to fund the anticipated \$100,000 expense; and

WHEREAS the County has statutory and contractual mechanisms available to it to ensure repayment of the advance of funds; and

WHEREAS, the BPW requests an advance from the Capital Replacement Fund 403 in the amount of \$100,000 to cover the additional anticipated costs incurred by the Project; and

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes an advance of \$100,000 from the Capital Replacement Fund 403 to the Handy Township Sewer Fund (851).

BE IT FURTHER RESOLVED that repayment of the borrowed amount shall be repaid in whole, assuming an interest rate equivalent to the bonded rate of 4.00% interest rate per annum.

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Memorandum

From: Brian Jonckheere, Director, Board of Public Works

Date: January 19, 2011

Re: **RESOLUTION TO AUTHORIZE THE ADVANCE OF CAPITAL REPLACEMENT FUND 403 MONIES TO THE HANDY TOWNSHIP SANITARY SEWER FUND 851 AS AN ADVANCE TO COVER ONGOING LITIGATION COSTS RESULTING FROM THE TERMINATION OF CONTRACTOR CONTRACT AND SURETY NON PERFORMANCE**

Project Summary:

The Grand River Avenue Pump Station and Sanitary Sewer Extension project, as originally approved by the Board of Public Works (BPW), included installing approximately 9,500 feet of sanitary sewer with a pumping station and other incidentals. The contract was awarded to the Rothenberger Company, Inc., in November of 2005, who proceeded to work successfully on the project until an electromagnetic interference problem was encountered at the intersection of Nicholson Road and Grand River Avenue. Ultimately, it was determined that the best course of action was to “terminate for convenience” the remainder of the project from Rothenberger Company. The BPW contracted with a company specializing in laser directional drilling to complete the crossing of the intersection in June of 2007. Following successful completion of this work, the BPW solicited bids for the remainder of the sanitary sewer installation, which was awarded to Northline Excavating of Taylor, Michigan.

Northline Excavating proved to be challenged by the project in many ways. They were clearly unable to adequately perform the dewatering; something that the other contractors involved on the project were able to overcome without difficulty. Northline subsequently abandoned the project, left a deep, open excavation with an exposed high pressure gas line in close proximity to a heavily traveled roadway. Another contractor, Rainbow Construction, was brought in to complete the unfinished work and to restore the site, which took them approximately two weeks to complete in the summer of 2008. It is important to note that this was remediation work and that a portion of the project still needs to be completed.

The Litigation:

Northline filed suit against the BPW on January 31, 2008, for Breach of Contract and Breach of Warranty of Accuracy of Plans and Specifications, as well as Intentional Interference with Contract against the BPW's engineering firm and its two engineers. Subsequent to their abandonment, the BPW declared Northline to be in default of the Contract, hired legal counsel to represent them in the litigation, and requested Hanover Insurance Company, as Surety for Northline, fulfill its obligations under the performance bond.

The BPW filed suit against Hanover Insurance Company when they failed to fulfill their obligations of the bond on August 13, 2008. This resulted in Hanover filing a Counter/Cross suit against Northline, the BPW, and its engineering firm and engineers on October 21, 2008. The suit against the firm and engineers has since been settled.

Issue:

The account balance in Fund 851 is insufficient to cover the legal expenses associated with the West Grand River Sewer Extension Project. For the past year, Handy Township has reimbursed the fund for all incurred legal expenses. As the trial is expected to cost up to \$100,000.00, this will no longer be possible. The BPW is seeking an advance of \$100,000.00 into Fund 851 from the Capital Replacement Fund 403 to cover ongoing litigation costs at a rate equivalent to the bonded rate of 4.00% per annum.

Pursuant to Board Resolution 1202-484, Livingston County, by and through its BPW, entered into a contract with Handy Township for the construction, financing, and operation of this project. Handy Township has irrevocably pledged its full faith and credit for the prompt and timely payment of its obligations. If other funds are not available, the township shall be required to pay such amounts from any of its general funds as a first budget obligation and shall each year levy an ad valorem tax on all taxable properties in the township in an amount which, taking into consideration estimated delinquencies in tax collections, will be sufficient to pay such obligations. The County also has the right to intercept, as authorized by law, funds returned by the State to the township.

Conclusion:

The BPW has no choice but to defend itself. The BPW has accepted two previous settlement situations that would have ended the litigation; however, both were rejected by the other parties. The costs of litigation, while not pleasant or cheap, are necessary. Both the BPW and our legal counsel are confident in the merits of our court case.

Based upon the above, I am respectfully requesting your passage of the attached resolution.